

1 P-R-O-C-E-E-D-I-N-G-S

2 11:04 a.m.

3 CHAIRPERSON ANDERSON: All right.

4 We're going to -- all right, let me see that with
5 what -- 10:30.

6 Well, what I'm going to do now, let's
7 do our invest -- let's do our Agendas. And so
8 let's do our Legal Agenda.

9 And the first matter on our Legal
10 Agenda is the review of Trump International
11 Hotel's Motion to Dismiss a Group of Five or
12 More's Protest of its License Renewal
13 Application. Trump -- Trump International Hotel,
14 License Number 100646.

15 I make a motion that we deny this
16 request. Is there a second?

17 MEMBER CATO: Second.

18 CHAIRPERSON ANDERSON: Mr. Cato second
19 the motion. All those in favor say aye.

20 (Chorus of ayes)

21 CHAIRPERSON ANDERSON: Those opposed?

22 (No response)

1 CHAIRPERSON ANDERSON: The matter
2 passes, four to zero to zero.

3 The next matter for review is a Group
4 of Five or More -- the Group of Five's Opposition
5 to Trump International Hotel's Motion to Dismiss.
6 Trump International Hotel License Number 100646.

7 This matter is now moot.

8 The next matter is the review of Trump
9 International Hotel's Response to the Group of
10 Five or More's Opposition to Trump International
11 Hotel's Motion to Dismiss. This matter is also
12 moot.

13 The next matter on our Agenda is the
14 review of the Group of Five or More's Sur Reply
15 Brief in Opposition to Motion to Dismiss Protest.
16 This matter is now moot.

17 The next matter on our Agenda is the
18 review of MPD Chief Newsham's Requested dated
19 April 17, 2019, to have a fact-finding on Don
20 Jaime, License Number 021925.

21 We are going to -- the ABC Board
22 decided not to take any further action on this

1 matter on May 9, 2019.

2 The next matter on our Agenda was
3 review of the MPD's Chief -- Police Chief
4 Newsham's Request dated April 22, 2019, that the
5 Board hold a fact-finding hearing at the
6 Hawthorne event that occurred on April 21, 2019,
7 License Number 099603.

8 This mater is now moot because the ABC
9 Board had decided on May 9, 2019 not to take any
10 further action.

11 The next matter on our Agenda is the
12 review of Le Pain-Quotidien's Request for a
13 Reinstatement dated June 4, 2019. Le Pain-
14 Quotidien License Number 105256.

15 I make a motion that we approve this
16 request. Is there a second?

17 MEMBER SILVERSTEIN: Second.

18 CHAIRPERSON ANDERSON: Mr. Silverstein
19 has seconded the motion. All those in favor say
20 aye.

21 (Chorus of ayes)

22 CHAIRPERSON ANDERSON: Those opposed?

1 (No response)

2 CHAIRPERSON ANDERSON: The matter pass
3 three to zero to zero.

4 The next matter to review is on the
5 Settlement Agreement dated April 10, 2019 between
6 ANC 4C and Slash Run, License Number 109631.

7 I make a motion that we approve this
8 request. Is there a second?

9 MEMBER SILVERSTEIN: Second.

10 MEMBER CATO: Second.

11 CHAIRPERSON ANDERSON: Mr. Cato and
12 Mr. Silverstein have seconded the motion. All
13 those in favor say aye.

14 (Chorus of ayes.)

15 CHAIRPERSON ANDERSON: Those opposed?

16 (No response)

17 CHAIRPERSON ANDERSON: The motion
18 passes four to zero to zero.

19 The next matter to review is ANC 2C's
20 letter dated June 4, 2019, encouraging the Board
21 to allow the Group of Five or More's Protest
22 against Trump International Hotel to proceed.

1 Trump International Hotel License Number 100648.

2 This is an FYI for the Board.

3 The next matter is the review of
4 Council Member Todd's letter dated May 27, 2019,
5 opposing Betty's Gojo's license renewal and
6 application. Betty's Gojo License Number 102500.

7 This is an FYI for the Board.

8 We now move to our Supplementary Legal
9 Agenda. The first matter on our Supplementary
10 Legal Agenda is a review of a Settlement
11 Agreement dated May 13, 2019 between ANC 6D and
12 La Vie, License Number 106046.

13 I make a motion that we approve this
14 request. Is there a second?

15 MEMBER SILVERSTEIN: Second.

16 CHAIRPERSON ANDERSON: Mr. Silverstein
17 has seconded the motion. All those in favor say
18 aye.

19 (Chorus of ayes.)

20 CHAIRPERSON ANDERSON: Those opposed?

21 (No response)

22 CHAIRPERSON ANDERSON: The motion

1 passes four to zero to zero.

2 The next matter is the review of the
3 Settlement Agreement dated June 5, 2019 between
4 Friendship Macaron, ANC 1C and Kalorama Citizens
5 Association. Friendship Macaron License Number
6 113227.

7 I make a motion that we approve this
8 request. Is there a second?

9 MEMBER CATO: Second.

10 CHAIRPERSON ANDERSON: Mr. Cato has
11 seconded the motion. All those in favor say aye.

12 (Chorus of ayes.)

13 CHAIRPERSON ANDERSON: Those opposed?

14 (No response)

15 CHAIRPERSON ANDERSON: The motion
16 passes four to zero to zero.

17 The next matter is the review of a
18 Settlement Agreement dated June 7, 2019 between
19 ANC 4D and Abegaz & Choma, License Number 112634.

20 I make a motion that we approve this
21 request, this modification. Is there a second?

22 MEMBER SILVERSTEIN: Second.

1 CHAIRPERSON ANDERSON: Mr. Silverstein
2 has seconded the motion. All those in favor say
3 aye.

4 (Chorus of ayes.)

5 CHAIRPERSON ANDERSON: Those opposed?

6 (No response)

7 CHAIRPERSON ANDERSON: The motion
8 passes four to zero to zero.

9 The next matter is the review of a
10 Settlement Agreement dated June 3, 2019 between
11 the Meridian Hill Neighborhood Association and
12 Provision 14, License Number 096425.

13 I make a motion that we approve this
14 request with modifications. Is there a second?

15 MEMBER CATO: Second.

16 CHAIRPERSON ANDERSON: Mr. Cato has
17 seconded the motion. All those in favor say
18 aye.

19 (Chorus of ayes.)

20 CHAIRPERSON ANDERSON: Those opposed?

21 (No response)

22 CHAIRPERSON ANDERSON: The motion

1 passes four to zero to zero.

2 The next matter is the review of ANC
3 6D's and Mary's Joint Motion to Extend Petition,
4 Protest Petition deadline for Mary's, License
5 Number 113534.

6 I make a motion that we approve this
7 request. Is there a second?

8 MEMBER CATO: Second.

9 MEMBER SILVERSTEIN: Second.

10 CHAIRPERSON ANDERSON: Mr. Cato and
11 Mr. Silverstein have seconded the motion. All
12 those in favor say aye.

13 (Chorus of ayes.)

14 CHAIRPERSON ANDERSON: Those opposed?

15 (No response)

16 CHAIRPERSON ANDERSON: The motion
17 passes four to zero to zero.

18 The next matter is the review of Shaw-
19 Dupont Citizens Alliance, Inc. Motion for
20 Consolidation of the Hearing Dates for Lupe
21 Verde, License Number 088527.

22 I make a motion that we approve this

1 request. Is there a second?

2 MEMBER SILVERSTEIN: Second.

3 CHAIRPERSON ANDERSON: Mr. Silverstein
4 has seconded the motion. All those in favor say
5 aye.

6 (Chorus of ayes.)

7 CHAIRPERSON ANDERSON: Those opposed?

8 (No response)

9 CHAIRPERSON ANDERSON: The motion
10 passes four to zero to zero.

11 The next matter is the review of
12 Morgan Seafood Bar and Grill's Request for
13 Reinstatement of License. Morgan Seafood Bar and
14 Grill License Number 084925.

15 I make a motion that we approve this
16 request. Is there a second?

17 MEMBER SHORT: Second.

18 CHAIRPERSON ANDERSON: Mr. Short has
19 seconded the motion. All those in favor say aye.

20 (Chorus of ayes.)

21 CHAIRPERSON ANDERSON: Those opposed?

22 (No response)

1 CHAIRPERSON ANDERSON: The motion
2 passes four to zero to zero.

3 The next matter is the review of a
4 Settlement Agreement dated June 5, 2019 between
5 ANC 1C, the Kalorama Citizens Association, and
6 the Green Zone, License Number 106839.

7 I make a motion that we approve this
8 request. Is there a second?

9 MEMBER SILVERSTEIN: Second.

10 CHAIRPERSON ANDERSON: Mr. Silverstein
11 has seconded the motion. All those in favor say
12 aye.

13 (Chorus of ayes.)

14 CHAIRPERSON ANDERSON: Those opposed?

15 (No response)

16 CHAIRPERSON ANDERSON: The motion
17 passes four to zero to zero.

18 The next matter is the review of
19 Sazerac's letter to the ABC Board requesting its
20 support of Sazerac Company's opposition to the
21 illegal sales of alcohol and beverages on
22 Facebook.

1 This an FYI for the Board.

2 We now move to our Licensing Agenda.

3 The first matter on our Licensing Agenda is to
4 review Application for a Change of Hours for
5 Zaytinya, License Number 060438.

6 I make a motion that we approve this
7 request. Is there a second?

8 MEMBER CATO: Second.

9 CHAIRPERSON ANDERSON: Mr. Cato has
10 seconded the motion. All those in favor say aye.

11 (Chorus of ayes.)

12 CHAIRPERSON ANDERSON: Those opposed?

13 (No response)

14 CHAIRPERSON ANDERSON: The motion
15 passes four to zero to zero.

16 The next matter is the review of
17 Application for Change of Hours for Jaleo,
18 License Number 019105.

19 I make a motion that we approve this
20 request. Is there a second?

21 MEMBER SILVERSTEIN: Second.

22 CHAIRPERSON ANDERSON: Mr. Silverstein

1 has seconded the motion. All those in favor say
2 aye.

3 (Chorus of ayes.)

4 CHAIRPERSON ANDERSON: Those opposed?

5 (No response)

6 CHAIRPERSON ANDERSON: The motion
7 passes four to zero to zero.

8 The next matter is to review
9 Application for Change of Hours for Oyamel,
10 License Number 075944.

11 I make a motion that we approve this
12 request. Is there a second?

13 MEMBER SILVERSTEIN: Second.

14 CHAIRPERSON ANDERSON: Mr. Silverstein
15 has seconded the motion. All those in favor say
16 aye.

17 (Chorus of ayes.)

18 CHAIRPERSON ANDERSON: Those opposed?

19 (No response)

20 CHAIRPERSON ANDERSON: The motion
21 passes four to zero to zero.

22 We now move to our Supplementary

1 License Agenda. The first matter on the
2 Supplementary License Agenda is the review of
3 Application for a Stipulated License with letter
4 of ANC support for Tall Ship Providence, License
5 Number 113871.

6 I make a motion that we approve this
7 request. Is there a second?

8 MEMBER SHORT: Second.

9 CHAIRPERSON ANDERSON: Mr. Short has
10 seconded the motion. All those in favor say aye.

11 (Chorus of ayes.)

12 CHAIRPERSON ANDERSON: Those opposed?

13 (No response)

14 CHAIRPERSON ANDERSON: The motion
15 passes four to zero to zero.

16 The next matter is the review of the
17 new license -- review of New Retailer Class C,
18 excuse me, Multipurpose Facility Application for
19 Convane Terrell Place, License Number 114101.

20 I make a motion that we deny the
21 request for a Multipurpose License. And
22 recommend to the Applicant to apply for a CT

1 License. Is there a second?

2 MEMBER SILVERSTEIN: Second.

3 CHAIRPERSON ANDERSON: Mr. Silverstein
4 has seconded the motion. All those in favor say
5 aye.

6 (Chorus of ayes.)

7 CHAIRPERSON ANDERSON: Those opposed?

8 (No response)

9 CHAIRPERSON ANDERSON: The motion
10 passes four to zero to zero.

11 The next matter is the review of New
12 Class C Tavern Application from the entity
13 licensed as a manufacturer outside of D.C. for
14 Voodoo Brewing, License Number 113780.

15 I make a motion that we have a fact-
16 finding hearing. Is there a second?

17 MEMBER CATO: Second.

18 MEMBER SILVERSTEIN: Second.

19 CHAIRPERSON ANDERSON: Mr.

20 Silverstein and Cato have seconded the motion.

21 All those in favor say aye.

22 (Chorus of ayes.)

1 CHAIRPERSON ANDERSON: Those opposed?

2 (No response)

3 CHAIRPERSON ANDERSON: The motion

4 passes four to zero to zero.

5 The next matter for review is applica

6 -- request for approval to provide gifts of short

7 pouring machines that do not exceed five hundred

8 dollars in value to The Park at 14th, License

9 Number 07554, Echostage, License Number 090250,

10 Bravo Bravo, License Number 01 -- 071564, Stadium

11 Club, 09424. The request has been made by

12 Breakthru Beverage, License Number 060518.

13 I make a motion that we approve this

14 request. Is there a second?

15 MEMBER SHORT: Second.

16 CHAIRPERSON ANDERSON: Mr. Short has

17 seconded the motion. All those in favor say aye.

18 (Chorus of ayes.)

19 CHAIRPERSON ANDERSON: Those opposed?

20 (No response)

21 CHAIRPERSON ANDERSON: The motion

22 passes four to zero to zero.

1 The next matter is the review of
2 Request to Withdraw Application for new ABC
3 License for Alice, License Number 113822.

4 I make a motion that we approve this
5 request. Is there a second?

6 MEMBER SILVERSTEIN: Second.

7 CHAIRPERSON ANDERSON: Mr. Silverstein
8 has seconded the motion. All those in favor say
9 aye.

10 (Chorus of ayes.)

11 CHAIRPERSON ANDERSON: Those opposed?

12 (No response)

13 CHAIRPERSON ANDERSON: The motion
14 passes four to zero to zero.

15 The next matter for review is
16 Application for Manager's License for Miguel A.
17 Pizarrosa, License Number 114050.

18 I make a motion that we approve this
19 request. Is there a second?

20 MEMBER SILVERSTEIN: Second.

21 CHAIRPERSON ANDERSON: Mr. Silverstein
22 has seconded the motion. All those in favor say

1 aye.

2 (Chorus of ayes.)

3 CHAIRPERSON ANDERSON: Those opposed?

4 (No response)

5 CHAIRPERSON ANDERSON: The motion

6 passes four to zero to zero.

7 We now move to our Second Supplemental
8 License Agenda. The first matter on our Second
9 Supplemental License Agenda is to review a
10 Request to Withdraw Application for New ABC
11 License for Sei Yaka, License Number 113742.

12 I make a motion that we approve this
13 request. Is there a second?

14 MEMBER SILVERSTEIN: Second.

15 CHAIRPERSON ANDERSON: Mr. Silverstein
16 has seconded the motion. All those in favor say
17 aye.

18 (Chorus of ayes.)

19 CHAIRPERSON ANDERSON: Those opposed?

20 (No response)

21 CHAIRPERSON ANDERSON: The motion

22 passes four to zero to zero.

1 We now move to our Cancellation
2 Agenda. The ABC Board will be cancelling the
3 license -- the following license for the reasons
4 outlined below.

5 Hooter's, License Number 095955, based
6 on the Licensee's Request for Cancellation. Is
7 there a second?

8 MEMBER SILVERSTEIN: Second.

9 CHAIRPERSON ANDERSON: Mr. Silverstein
10 has seconded the motion. All those in favor say
11 aye.

12 (Chorus of ayes.)

13 CHAIRPERSON ANDERSON: Those opposed?

14 (No response)

15 CHAIRPERSON ANDERSON: The motion
16 passes four to zero to zero.

17 The ABC Board then we will stand in
18 recess until our fact-finding hearing at 1:30.
19 Thank you.

20 (Whereupon, the above-entitled matter
21 went off the record at 11:16 a.m.)

22

<p>A</p> <p>a.m 2:2 19:21 ABC 3:21 4:8 11:19 17:2 18:10 19:2,17 Abegaz 7:19 above-entitled 19:20 action 3:22 4:10 Agenda 1:6,6,7,7 2:8,10 3:13,17 4:2,11 6:9,10 12:2,3 14:1,2 18:8,9 19:2 Agendas 2:7 Agreement 5:5 6:11 7:3 7:18 8:10 11:4 alcohol 11:21 Alcoholic 1:2,11,12 Alice 17:3 Alliance 9:19 allow 5:21 ANC 5:6,19 6:11 7:4,19 9:2 11:5 14:4 Anderson 1:13,16 2:3 2:18,21 3:1 4:18,22 5:2,11,15,17 6:16,20 6:22 7:10,13,15 8:1,5 8:7,16,20,22 9:10,14 9:16 10:3,7,9,18,21 11:1,10,14,16 12:9,12 12:14,22 13:4,6,14,18 13:20 14:9,12,14 15:3 15:7,9,19 16:1,3,16 16:19,21 17:7,11,13 17:21 18:3,5,15,19,21 19:9,13,15 applica 16:5 Applicant 14:22 application 2:13 6:6 12:4,17 13:9 14:3,18 15:12 17:2,16 18:10 apply 14:22 approval 16:6 approve 4:15 5:7 6:13 7:7,20 8:13 9:6,22 10:15 11:7 12:6,19 13:11 14:6 16:13 17:4 17:18 April 3:19 4:4,6 5:5 approve 18:12 Association 7:5 8:11 11:5 aye 2:19 4:20 5:13 6:18 7:11 8:3,18 9:12 10:5 10:19 11:12 12:10 13:2,16 14:10 15:5,21 16:17 17:9 18:1,17 19:11 eyes 2:20 4:21 5:14 6:19 7:12 8:4,19 9:13</p>	<p>10:6,20 11:13 12:11 13:3,17 14:11 15:6,22 16:18 17:10 18:2,18 19:12</p> <p>B</p> <p>Bar 10:12,13 based 19:5 Betty's 6:5,6 Beverage 1:2,11,12 16:12 beverages 11:21 Board 1:2,11 3:21 4:5,9 5:20 6:2,7 11:19 12:1 19:2,17 BOBBY 1:16 Bravo 16:10,10 Breakthru 16:12 Brewing 15:14 Brief 3:15 Building 1:12</p> <p>C</p> <p>C 14:17 15:12 Cancellation 19:1,6 cancelling 19:2 Cato 1:16 2:17,18 5:10 5:11 7:9,10 8:15,16 9:8,10 12:8,9 15:17 15:20 Chairperson 1:13,16 2:3,18,21 3:1 4:18,22 5:2,11,15,17 6:16,20 6:22 7:10,13,15 8:1,5 8:7,16,20,22 9:10,14 9:16 10:3,7,9,18,21 11:1,10,14,16 12:9,12 12:14,22 13:4,6,14,18 13:20 14:9,12,14 15:3 15:7,9,19 16:1,3,16 16:19,21 17:7,11,13 17:21 18:3,5,15,19,21 19:9,13,15 Change 12:4,17 13:9 Chief 3:18 4:3,3 Choma 7:19 Chorus 2:20 4:21 5:14 6:19 7:12 8:4,19 9:13 10:6,20 11:13 12:11 13:3,17 14:11 15:6,22 16:18 17:10 18:2,18 19:12 Citizens 7:4 9:19 11:5 Class 14:17 15:12 Club 16:11 COLUMBIA 1:1 Company's 11:20 Consolidation 9:20</p>	<p>Control 1:2,11,12 Convene 14:19 Council 6:4 CT 14:22</p> <p>D</p> <p>D.C 1:13 15:13 dated 3:18 4:4,13 5:5 5:20 6:4,11 7:3,18 8:10 11:4 Dates 9:20 deadline 9:4 decided 3:22 4:9 deny 2:15 14:20 Dismiss 2:11 3:5,11,15 DISTRICT 1:1 dollars 16:8 Don 3:19 Donovan 1:13,16 Dupont 9:19</p> <p>E</p> <p>Echostage 16:9 encouraging 5:20 entity 15:12 event 4:6 exceed 16:7 excuse 14:18 Extend 9:3</p> <p>F</p> <p>Facebook 11:22 Facility 14:18 fact- 15:15 fact-finding 3:19 4:5 19:18 favor 2:19 4:19 5:13 6:17 7:11 8:2,17 9:12 10:4,19 11:11 12:10 13:1,15 14:10 15:4,21 16:17 17:8,22 18:16 19:10 finding 15:16 first 2:9 6:9 12:3 14:1 18:8 five 2:11 3:4,10,14 5:21 16:7 Five's 3:4 following 19:3 four 3:2 5:18 7:1,16 8:8 9:1,17 10:10 11:2,17 12:15 13:7,21 14:15 15:10 16:4,22 17:14 18:6,22 19:16 Friendship 7:4,5 further 3:22 4:10 FYI 6:2,7 12:1</p>	<p>G</p> <p>gifts 16:6 Gojo 6:6 Gojo's 6:5 Green 11:6 Grill 10:14 Grill's 10:12 Group 2:11 3:3,4,9,14 5:21</p> <p>H</p> <p>Hawthorne 4:6 hearing 1:12 4:5 9:20 15:16 19:18 Hill 8:11 hold 4:5 Hooter's 19:5 Hotel 2:13 3:6 5:22 6:1 Hotel's 2:11 3:5,9,11 Hours 12:4,17 13:9 hundred 16:7</p> <p>I</p> <p>illegal 11:21 International 2:10,13 3:5,6,9,10 5:22 6:1 invest 2:7 Investigative 1:7</p> <p>J</p> <p>Jaime 3:20 Jaleo 12:17 JAMES 1:17 Joint 9:3 JR 1:16,17 June 1:10 4:13 5:20 7:3 7:18 8:10 11:4</p> <p>K</p> <p>Kalorama 7:4 11:5</p> <p>L</p> <p>La 6:12 Le 4:12,13 Legal 1:6,6 2:8,9 6:8,10 let's 2:6,7,8 letter 5:20 6:4 11:19 14:3 license 2:12,14 3:6,20 4:7,14 5:6 6:1,5,6,12 7:5,19 8:12 9:4,21 10:13,14 11:6 12:5,18 13:10 14:1,2,3,4,17 14:19,21 15:1,14 16:8 16:9,10,12 17:3,3,16 17:17 18:8,9,11,11 19:3,3,5</p>
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In the matter of: Agenda

Before: DC ABRA

Date: 06-12-19

Place: Washington, DC

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Court Reporter

NEAL R. GROSS

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